

103^D CONGRESS
1ST SESSION

S. 1422

To confer jurisdiction of the United States Claims Court with respect to
land claims of Pueblo of Isleta Indian Tribe.

IN THE SENATE OF THE UNITED STATES

AUGUST 6 (legislative day, JUNE 30), 1993

Mr. BINGAMAN (for himself and Mr. DOMENICI) introduced the following bill;
which was read twice and referred to the Committee on the Judiciary

A BILL

To confer jurisdiction of the United States Claims Court
with respect to land claims of Pueblo of Isleta Indian Tribe.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. JURISDICTION.**

4 Notwithstanding sections 2401 and 2501 of title 28,
5 United States Code, and section 12 of the Act of August
6 13, 1946 (60 Stat. 1052), or any other law which would
7 interpose or support a defense of untimeliness, jurisdiction
8 is hereby conferred upon the United States Claims Court
9 to hear, determine, and render judgment on any claim by
10 Pueblo of Isleta Indian Tribe of New Mexico against the

1 United States with respect to any lands or interests there-
2 in the State of New Mexico or any adjoining State held
3 by aboriginal title or otherwise which were acquired from
4 the tribe without payment of adequate compensation by
5 the United States. As a matter of adequate compensation,
6 the United States Claims Court may award interest at a
7 rate of 5 percent per year to accrue from the date on
8 which such lands or interests therein were acquired from
9 the tribe by the United States. Such jurisdiction is con-
10 ferred only with respect to claims accruing on or before
11 August 13, 1946, and all such claims must be filed within
12 three years after the date of enactment of this Act. Such
13 jurisdiction is conferred notwithstanding any failure of the
14 tribe to exhaust any available administrative remedy.

15 **SEC. 2. CERTAIN DEFENSES NOT APPLICABLE.**

16 Any award made to any Indian tribe other than the
17 Pueblo of Isleta Indian Tribe of New Mexico before, on,
18 or after the date of the enactment of this Act, under any
19 judgment of the Indian Claims Commission or any other
20 authority, with respect to any lands that are the subject
21 of a claim submitted by the tribe under section 1 shall
22 not be considered a defense, estoppel, or set-off to such
23 claim, and shall not otherwise affect the entitlement to,
24 or amount of, any relief with respect to such claim.